

California Regional Water Quality Control Board
North Coast Region

ORDER NO. R1-2000-89
I.D. NO. 1B95023RHUM

RECISION OF
WASTE DISCHARGE REQUIREMENTS
ORDER NO. 95-51

FOR

DONALD L. REDDING
dba A. REDDING AND SONS

Humboldt County

The California Regional Water Quality Control Board, North Coast Region (hereinafter Regional Water Board), finds that:

1. On June 22, 1995, the Regional Water Board adopted Waste Discharge Requirements Order No. 95-51 (Order No. 95-51) for a dairy facility owned by Donald L. Redding (dba A. Redding and Sons), located in Ferndale, CA.
2. John M. Vevoda leased the dairy from Donald L. Redding in March 1998 and purchased it on December 29, 1999 (the dairy, as owned and operated by Mr. Vevoda, is hereinafter referred to as the Vevoda Dairy).
3. Regional Water Board Resolution No. 87-113 waives waste discharge requirements for specific types of discharges, including confined animal wastes, when certain conditions are met. For confined animal wastes, the discharger must comply with the California Administrative Code, Title 27, Division 2, Subdivision 1, Chapter 7, Article 1 – Confined Animal Facilities. The Vevoda Dairy is in compliance with Confined Animal Facility regulations under Title 27; therefore, Order No. 95-51 is unnecessary.
4. Additionally, the Vevoda Dairy, a 625-cow dairy (mature milked cows and dry cows), does not meet the threshold (700-cows) to designate it as a Concentrated Animal Feeding Operation (CAFO) [40 CFR Part 122, Appendix B]. A National Pollutant Discharge Elimination System (NPDES) permit is, therefore, not required for the Vevoda Dairy.

5. The action to rescind Order No. 95-51 is not subject to the California Environmental Quality Act (CEQA), at Public Resources Code Section 21000 et seq., pursuant to Title 14, California Code of Regulations, Sections 15060(c)(2) and 15061(b)(3).

The Regional Water Board has notified the discharger and interested agencies and persons of its intent to rescind Order No. 95-51 for the discharge and has provided them with an opportunity to submit their written views and recommendations.

6. The Regional Water Board, in a public meeting, heard and considered all comments pertaining to this matter.

THEREFORE, IT IS HEREBY ORDERED that Order No. 95-51, for Donald L. Redding (dba A. Redding and Sons) is rescinded.

Certification

I, Lee A. Michlin, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, North Coast Region, on November 29, 2000.

Lee A. Michlin
Executive Officer